



State of Utah

Department of
Natural Resources

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Executive Director

Division of
Oil, Gas & Mining

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Division Director

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Governor

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Lieutenant Governor

June 10, 2004

James C. Petersen
541 Boulevard #2
Logan, Utah 84321

Subject: Acceptance of Amended Notice of Intention, James C. Petersen,
Henrietta #21, S/003/029, Box Elder County, Utah

Dear Mr. Petersen:

It has just come to our attention that we never responded in writing to your amended notice received February 4, 2003; wherein you requested that Section 24 be dropped from your notice and Section 14 added. You stated that no disturbance had taken place in Section 24. A site inspection needed to be performed to verify that no reclamation work was required to be done in Section 24 before we could acknowledge your request.

On May 8, 2003, that inspection was made and it was determined that your request could be granted. Therefore, the Division accepts your proposed amended notice to mine in Section 14. We apologize for not responding with a formal letter to this request after that inspection was made.

Your original notice also stated that you would be mining in Section 23. On September 5, 2003, we received your phone call that you were transferring Section 23 to Alan Feller. You were informed that a formal transfer would be required to accomplish this and a small mining transfer form was sent to you at that time. We have received nothing further regarding this transfer; therefore, you are still responsible for everything outlined in your notice for Section 23 and Section 14.

Also, for your information, please be advised that during the 2003 legislative session, the Utah State Legislature now requires that **all** mining operations, regardless of the size, have reclamation surety posted. We are bonding new operations from that time forward. We have not yet started bonding existing operations. However, the Division has now gone through public comment regarding placing this language into the Mined Land Reclamation Rules. The

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changes to those rules will be finalized in the very near future and existing sites will be required to post bond within one year from date of notification.

If you have any questions concerning this letter, please contact me at (801) 538-5321.

Sincerely,

A handwritten signature in black ink, appearing to read 'Lynn Kunzler', with a stylized flourish at the end.

Lynn Kunzler
Senior Reclamation Biologist

LMK:jb
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